

MCKEE, VOORHEES & SEASE, PLC
MCKEE VOORHEES & SEASE

ATTORNEYS AT LAW

801 GRAND AVENUE • SUITE 3200 • DES MOINES, IA 50309-2721
PHONE: 515-288-3667 • FAX: 515-288-1338 • www.ipmvs.com

RECEIVED
CENTRAL FAX CENTER

NOV 20 2003

OFFICIAL

DATE: November 20, 2003

TO: Art Unit 1645 - AF

COMPANY: USPTO

PHONE:

FAX: (703) 872-9307

FROM: LILA A. T. AKRAD

NUMBER OF PAGES (Including cover): 5

Please file the NOTICE OF APPEAL with extension of time on the following:

IN RE APPLICATION OF: MARSHALL, William E.

SERIAL NO: 09/883,550

FILED: June 18, 2001

FOR: METHODS AND COMPOSITIONS FOR
MODULATING IMMUNE SYSTEMS OF ANIMALS

Group Art Unit: 1645

Examiner: ZEMAN, R.

Attorney Docket No: P01936US5

THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL COVER SHEET CONTAIN INFORMATION FROM THE LAW FIRM OF MCKEE, VOORHEES & SEASE WHICH MAY BE CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE DOCUMENTS ARE INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE ADDRESSEE IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING THESE DOCUMENTS TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TRANSMITTED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY THIS FIRM SO THAT WE CAN ARRANGE FOR THE RETURN OF THE ORIGINAL DOCUMENTS TO US. THANK YOU.

RECEIVED
CENTRAL FAX CENTER

NOV 20 2003

OFFICIAL

NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICATION OF: MARSHALL, William E.
SERIAL NO: 09/883,550
FILED: June 18, 2001
FOR: METHODS AND COMPOSITIONS FOR MODULATING
IMMUNE SYSTEMS OF ANIMALS
Group Art Unit: 1645
Examiner: ZEMAN, R.
Attorney Docket No: P01936US5

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated May 30, 2003 rejecting the following claims: 1-8 and 10-19.

Applicant is a small entity under 37 CFR 1.9 and 1.27. A statement of small entity status under 37 CFR 1.27 has already been filed in this application.

The items checked below are appropriate:

- ☒ The Commissioner is hereby authorized to charge the fee for Notice of Appeal in the amount of \$160.00 to Deposit Account No. 26-0084.
- ☒ The Commissioner is hereby authorized to charge the extension fees to Deposit Account No. 26-0084.
- ☒ The Commissioner is authorized to charge any underpayment or credit any overpayment or to Deposit Account No. 26-0084.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FACSIMILE

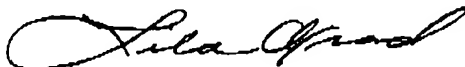
☒ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1645 at Fax N . (703) 872-9307.

Date: 11/20/2003


LILA A. T. AKRAD

☒ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Respectfully submitted,



LILA A. T. AKRAD, Reg. No. 52,550
McKEE, VOORHEES & SEASE, P.L.C.
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
Phone No. (515) 288-3667
Fax No. (515) 288-1338
CUSTOMER NO: 22885

Attorneys of Record

- pw -

NOV 20 2003

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: MARSHALL, William E.
SERIAL NO: 09/883,550
FILED: June 18, 2001
FOR: METHODS AND COMPOSITIONS FOR MODULATING
IMMUNE SYSTEMS OF ANIMALS
Group Art Unit: 1645
Examiner: ZEMAN, R.
Attorney Docket No: P01936US5

PETITION AND FEE FOR EXTENSION OF TIME
UNDER 37 CFR 1.136(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request under the provisions of 37 CFR § 1.136(a) to extend the period for filing a response in the above identified application for one month from October 30, 2003 to November 30, 2003.

Applicant is a small entity under 37 CFR §§ 1.9 and 1.27. A small entity statement under 37 CFR § 1.27.

This is a request under the provision of 37 CFR § 1.136(a) to extend the period for filing a response in the above-identified application for one month from October 30, 2003 to November 30, 2003. A request for an extension of time from August 30, 2003 to September 30, 2003 on September 29, 2003; and a second request for extension of time from September 30, 2003 to October 30, 2003 was previously filed with the Substitute Amendment After

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FACSIMILE

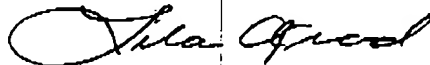
☒ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1645 at Fax No. (703) 872-9307.

Date: 11/20/2003


LILA A. T. AKKAD

Final filed October 7, 2003. Applicant is a small entity; therefore, please charge Deposit Account Number 26-0084 in the amount of \$265.00 for a three month extension of time minus the two months previously paid. Any deficiency or overpayment should be charged or credited to Deposit Account 26-0084.

Respectfully submitted,



LILA A. T. AKRAD, Reg. No. 52,550
McKEE, VOORHEES & SEASE, P.L.C.
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
Phone No. (515) 288-3667
Fax No. (515) 288-1338
CUSTOMER NO: 22885

Attorneys of Record

- pw -